

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON D.C. 20231 ON THIS 17 DAY OF DECEMBER 2002.

BY: Susan Schwartz

1990/F 333C (9086\*185)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ANDREAS WINTER ET AL

SERIAL NO: 08/895,950

: ART UNIT: 1713

FILED: JULY 17, 1997

: EXAMINER: TESKIN, F.

FOR: METALLOCENES CONTAINING  
LIGANDS, OF 2-SUBSTITUTED  
INDENYL DERIVATIVES, PROCESS  
FOR THEIR PREPARATION, AND  
THEIR USE AS CATALYSTS

Assistant Commissioner for Patents  
Box CPA  
Washington, D.C. 20231

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TC 1700

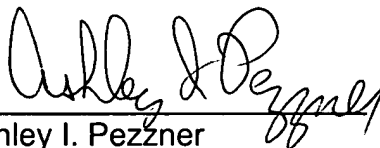
INFORMATION DISCLOSURE STATEMENT  
(37 CFR 1.56 AND 1.97-1.98)

Sir:

Pursuant to 37 CFR 1.97(b)(3) and in an effort to comply with applicants' duty of disclosure under 37 CFR 1.56, the following information is hereby brought to the attention of the Examiner. The applicants cite Winter v Fujita to the Examiner. This interference involved two different Targor patents US patents 5,243,001 issued to Winter and 5,278,264 issued to Spaleck. The patents were involved in an interference against Fujita application which has the same disclosure as US Patent 5,561,093 and now issued as US Patent 6,143,193. The interference is discussed in Winter v. Fujita, 53 U.S.P.Q.2d 1234 (Bd of Appeals 1999). The applicants made this case of record in divisional serial number 09/895,909 in November 2000, but inadvertently did not cite it in this application. A fee of \$180.00 is enclosed for the disclosure statement.

No additional fee is due. If there are any additional fees due in connection with the filing of this response, including any fees required for an additional extension of time under 37 CFR 1.136, such an extension is requested and the Commissioner is authorized to charge or credit any overpayment to Deposit Account No. 03-2775.

Respectfully submitted,  
CONNOLLY, BOVE, LODGE & HUTZ, LLP

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